

House Bill 1329 (AS PASSED HOUSE AND SENATE)

By: Representatives Holt of the 112<sup>th</sup>, Mumford of the 95<sup>th</sup>, and Lunsford of the 110<sup>th</sup>

A BILL TO BE ENTITLED

AN ACT

To authorize the City of Covington to exercise all redevelopment and other powers under Article IX, Section II, Paragraph VII of the Constitution and Chapter 44 of Title 36 of the O.C.G.A., the "Redevelopment Powers Law," as amended; to provide for a referendum; to provide effective dates; to provide for automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

The City of Covington shall be and is authorized to exercise all redevelopment and other powers under Chapter 44 of Title 36 of the O.C.G.A., the "Redevelopment Powers Law," as amended. The intention of this Act is to authorize City of Covington to undertake and carry out community redevelopment, create tax allocation districts, issue tax allocation bonds, and incur other obligations within the meaning of and as fully permitted under the provisions of Article IX, Section II, Paragraph VII of the Constitution, as amended, and to authorize the City of Covington to exercise redevelopment powers as fully as the "Redevelopment Powers Law" may now or hereafter permit, and not to limit any redevelopment powers permitted under the "Redevelopment Powers Law."

**SECTION 2.**

Unless prohibited by the federal Voting Rights Act of 1965, as amended, the election superintendent of the City of Covington shall call and conduct an election as provided in this section for the purpose of submitting this Act to the electors of the City of Covington for approval or rejection. The election superintendent shall conduct that election on a practicable date in 2006 provided for in subparagraph (c)(1)(B) of Code Section 21-2-540 of the O.C.G.A. which date shall be determined by resolution of the governing authority of the City of Covington; provided, however, that if the conducting of the election on earlier authorized

1 dates is impracticable, then the election superintendent shall conduct that election on the date  
2 of the November, 2006, state-wide general election and shall issue the call and conduct that  
3 election as provided by general law. The superintendent shall cause the date and purpose of  
4 the election to be published once a week for two weeks immediately preceding the date  
5 thereof in the official organ of Newton County. The ballot shall have written or printed  
6 thereon the words:

7 "( ) YES Shall the Act be approved which authorizes the City of Covington to  
8 exercise redevelopment powers under the "Redevelopment Powers Law,"

9 ( ) NO as it may be amended from time to time?"

10 All persons desiring to vote for approval of the Act shall vote "Yes," and all persons desiring  
11 to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on  
12 such question are for approval of the Act, then Section 1 of this Act shall become of full  
13 force and effect immediately. If Section 1 of this Act is not so approved or if the election is  
14 not conducted as provided in this section, Section 1 of this Act shall not become effective  
15 and this Act shall be automatically repealed on the first day of January immediately following  
16 that election date. The expense of such election shall be borne by the City of Covington. It  
17 shall be the election superintendent's duty to certify the result thereof to the Secretary of  
18 State.

### 19 **SECTION 3.**

20 Except as otherwise provided in Section 2 of this Act, this Act shall become effective upon  
21 its approval by the Governor or upon its becoming law without such approval.

### 22 **SECTION 4.**

23 All laws and parts of laws in conflict with this Act are repealed.